A CARDON WAR		Appro	PTO/SB/21 (02-04 oved for use through 07/31/2006. OMB 0651-003 ark Office; U.S. DEPARTMENT OF COMMERC
der the Paperwork Reduction Act of 1995, no persons are required to res		pond to a collection of inform Application Number	ark Office; U.S. DEPARTMENT OF COMMERCI ation unless it displays a valid OMB control numbe 10/001,469
TRANSMITTAL		Filing Date	October 31, 2001
FORM		First Named Inventor	Aya JAKOBOVITS
		Art Unit	1642
(to be used for all correspondence after initial filing) .		Examiner Name	M. Davis
Total Number of Pages in This Submission 10		Attorney Docket Numb	er 511582002420
ENCLOSURES (Check all that apply)			
Fee Transmittal Form	Drawing(s)-		After Allowance communication to Technology Center (TC)
Fee Attached	Licensing-related Papers		Appeal Communication to Board of Appeals and Interferences
X Amendment/Reply (9 pages)	Petition		Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
After Final	Petition to Convert to a Provisional Application		Proprietary Information
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address		Status Letter
Extension of Time Request	Terminal Disclaimer		Other Enclosure(s) (please Identify below):
Express Abandonment Request	Request for Refund		Return receipt postcard
Information Disclosure Statement	CD, Number of CD(s)		
Certified Copy of Priority Document(s)			
Response to Missing Parts/	Remarks		
Incomplete Application  Response to Missing Parts under 37 CFR 1.52 or 1.53	Customer No.		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name MORRISON & FOERSTER LLP James J. Mullen III, Ph.D 44,957			
Signature			
Date September 10, 2004			
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.			

Dated: September 10, 2004 Signature: (Grace Yu) I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Signature:

Docket No.: 511582002420

(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Dated: September 10, 2004

Aya JAKOBOVITS et al.

Application No.: 10/001,469

Filed: October 31, 2001

For: NUCLEIC ACID AND CORRESPONDING

PROTEIN ENTITLED 101P3A41 USEFUL IN

TREATMENT AND DETECTION OF

**CANCER** 

Art Unit: 1642

Examiner: M. Davis

## AMENDMENT UNDER 37 C.F.R. § 1.111

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Office Action mailed June 16, 2004, the time for response to which is set to expire on September 16, 2004. Claims 48, 50 and 53 were rejected. Careful consideration has been given to the grounds for rejection, and the following amendments and remarks are offered in response. Reconsideration is respectfully requested.